OIPE	
APR 2 6 2004	
RADEMARK OF	

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applic	ation of:	)
	Dennis Ausiello, et al.	Group Art Unit: 3763
Serial No.	10/654,761	)
Filed:	September 4, 2003	)
For:	Method and Device for the Controlled Delivery of	) ) )
	Parathyroid Hormone	)

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The citation of information on the attached one page of Form PTO-1449, "List of Art Cited by Applicants" is made pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98.

Pursuant to the Office's waiver of the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003, no copy of any cited U.S. patent or U.S. patent application publication is being provided herewith.

It is hereby certified, under Rule 97(e)(1), that each item of information contained in this Supplemental Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 21, 2004.

Kevin W King

U.S.S.N. 10/654,761

Filed: September 4, 2003

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

No fee is believed to be required for consideration of this Supplemental Information Disclosure Statement. The citation of this information does not constitute an admission of priority or that any cited item is available as a reference, or a waiver of any right the applicant may have under applicable statutes, Rules of Practice in patent cases, or otherwise.

Respectfully submitted,

By:

Kevin W. King

Reg. No. 42,737

Date: April 21, 2004

SUTHERLAND ASBILL & BRENNAN LLP 999 Peachtree Street, N.E. Atlanta, Georgia 30309-3996 Tel. No. (404) 853-8068 Fax No. (404) 853-8806

Attorney Docket No.: 17509-0065

PTO/SB/08A (08-03) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known or form 1449/PTO Application Number 10/654,761 Filing Date September 4, 2003 INFORMATION DISCLOSURE **First Named Inventor** Dennis Ausiello STATEMENT BY APPLICANT Art Unit 3763 (Use as many sheets as necessary) **Examiner Name** Sheet Attorney Docket Number 17509-0065

Cuandas	Cito	Decument Number	Dublication Date	Nome of Detector or	Dagge Calumna Lines 14thaga	
Examiner Cite Initials* No.		Cite Document Number	Publication Date MM-DD-YYYY	Name of Patentee or	Pages, Columns, Lines, Where	
	NO.	Number-Kind Code <sup>2 (If known)</sup>		Applicant of Cited Document	Relevant Passages or Relevant Figures Appear	
_		US-5,660,846 A	08/26/1997	Cheikh		
		US-5,837,276 A	11/17/1998	Cheikh		
		US-6,142,972 A	11/07/2000	Cheikh		
		US-6,306,420 B1	10/23/2001	Cheikh		
		US-2002/107505 A1	08/08/2002	Holladay		
		US-	1			
		US-				
		US-				
-		US-				
		US-				

**FOREIGN PATENT DOCUMENTS** 

Cite No. <sup>1</sup>	Patent Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	
	Country Code <sup>3-</sup> Number <sup>4-</sup> Kind Code <sup>2 (if</sup> known)				T <sup>6</sup>

NON PATENT LITERATURE DOCUMENTS				
Include name of the author (in CAPITAL LETTERS), title of the articles (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.				
,				
Examiner Signature		Date Considered		

\*EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>6</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.